

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

In re ANADARKO PETROLEUM
CORPORATION SECURITIES
LITIGATION

§ Civil Action No. 4:20-cv-00576
§
§ CLASS ACTION
§
The Honorable Charles R. Eskridge III

JOINT MOTION REGARDING SCHEDULE

The Parties¹ hereby jointly move for the Court's approval to revise the Amended Scheduling and Docket Control Order issued on October 11, 2022 (ECF 142) ("Scheduling Order"). In support thereof, the Parties state the following:

WHEREAS, the Parties have been working diligently on completing fact and expert discovery in advance of the upcoming motions deadline (ECF 142 at 2);

WHEREAS, the Parties believe good cause exists to extend the current February 23, 2023 motions deadline due to: (1) the Parties' voluminous expert reports (ten proposed experts with a total of 1,540 pages of expert reports, including nearly 1,000 pages of rebuttal reports served on January 25, 2023²); (2) the voluminous evidentiary record relied upon by the Parties' ten proposed experts (4,455 documents relied upon from a repository of 2.25 million pages of production documents, plus 29 depositions to date); (3) the time required to prepare for and take depositions of the Parties' rebuttal experts in light of the voluminous expert submissions and voluminous evidentiary record in this case; and (4) additional time required to prepare and file motions relating to experts, especially the rebuttal experts;

WHEREAS, Your Honor's Court Procedures provide that "any motion or response" be limited to "5,000 words (approximately twenty-five pages)" and "any reply" be limited to "2,000 words (approximately ten pages)" with "minimum 13-point font" (Judge Eskridge's Court Procedure 18(b)-(c));

¹ The Parties refer to Class Representatives Norfolk County Council as Administering Authority of the Norfolk Pension Fund and Iron Workers Local #580 Joint Funds, on behalf of themselves and the Class (collectively, "Plaintiffs"), and defendants Anadarko Petroleum Corporation, R.A. Walker, Robert G. Gwin, Robert P. Daniels, and Ernest A. Leyendecker, III (collectively, "Defendants").

² January 25, 2023 was the deadline for serving rebuttal reports. *See* ECF 142 at 2.

WHEREAS, the Parties believe good cause exists to enlarge the word limit for summary judgment briefing;

WHEREAS, the Parties have engaged a mediator and are engaged in scheduling discussions for an in-person mediation;

WHEREAS, in this federal securities fraud class action, Plaintiffs intend to call live at trial 15-20 percipient witnesses, including the four individual defendants, in addition to five expert witnesses; Defendants have also designated five expert witnesses and numerous live witnesses; consequently, the Parties now anticipate a 15-court day estimated jury trial; and

WHEREAS, given the complex nature of this litigation and anticipated trial length, the Parties respectfully request a trial date to be specially set in August or September 2023 or any date thereafter convenient to the Court.

NOW, THEREFOR, subject to this Court's approval, the Parties agree that the schedule should be modified as follows:

Event	Current Deadline	Proposed New Deadline
Motions deadline (except motions <i>in limine</i>)	February 23, 2023	March 16, 2023
Deadline for oppositions	March 30, 2023	April 20, 2023
Deadline for replies	April 20, 2023	May 11, 2023
Mediation or settlement conference	May 19, 2023	June 2023
Joint pretrial order and motions <i>in limine</i>	June 15, 2023	21 days before pretrial conference
Deadline for oppositions in support of motions <i>in limine</i>		14 days before pretrial conference
Deadline for any replies in support of motions <i>in limine</i>		10 days before pretrial conference
Pretrial conference	July 18, 2023 at 1:30 p.m.	14 days before trial

Event	Current Deadline	Proposed New Deadline
Trial	To be set at docket call (7-day estimated jury trial)	To be set by the Court for a date certain in August or September 2023, or any date thereafter convenient to the Court (15-court day estimated jury trial)

NOW, THEREFOR, subject to this Court's approval, the Parties agree that any summary judgment motion or response be limited to 10,000 words and any reply be limited to 4,000 words.

DATED: February 9, 2023

KENDALL LAW GROUP, PLLC
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 (SDTX Bar No. 30973)
 Attorney-in-charge

s/ Joe Kendall

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CERTIFICATE OF SERVICE

I hereby certify that I served the foregoing on all counsel of record who have appeared in this matter via the Court's CM/ECF system on this, the 9th day of February 2023.

s/ Joe Kendall

JOE KENDALL